

**SUMTER COUNTY BOARD OF COMMISSIONERS
EXECUTIVE SUMMARY**

SUBJECT: First Amendment to the Agreement for the Lease of Dark Fiber between The Villages of Lake-Sumter, Inc. and the Sumter County Board of County Commissioners

REQUESTED ACTION: Staff recommends approval

☐ Work Session (Report Only)

DATE OF MEETING: 10/26/2010

☒ Regular Meeting

☐ Special Meeting

CONTRACT: ☒ N/A

Vendor/Entity: _____

Effective Date: _____

Termination Date: _____

Managing Division / Dept: _____

Public Works/Road and Bridge

BUDGET IMPACT: \$1,214.31 monthly fee

☒ Annual

FUNDING SOURCE:

Support Services/IT

☐ Capital

EXPENDITURE ACCOUNT:

001-415-519-4100

☐ N/A

HISTORY/FACTS/ISSUES:

Exhibit "A" Description of Services of the original lease agreement for Dark Fiber reflects in item #5 and estimate only for the total length of fiber as 95,568 feet and a monthly fee of \$923.10. The actual length was to be determined by OTDR reading for end-to-end exact distance.

The exact distance was determined on 9/15/2010 by the OTDR reading from end-to-end. The total length is 125,729 feet and the monthly fee increased to \$1,214.31.

**FIRST AMENDMENT TO THE AGREEMENT FOR THE LEASE OF DARK
FIBER BETWEEN THE VILLAGES OF LAKE-SUMTER, INC. AND THE
SUMTER COUNTY BOARD OF COUNTY COMMISSIONERS**

Recitals

WHEREAS, exhibit "A" Description of Services of the original lease agreement reflects in item #5 an estimate only for the total length of fiber as 95,568 feet (18.1 miles, \$923.10 monthly fee). The actual length to be determined by OTDR reading for end-to-end exact distance.

WHEREAS, the actual length of fiber was determined by OTDR reading for end-to-end exact distance on 9/15/2010. Total length is 125,729 feet (23.81 miles, \$1,214.31 monthly fee).

WHEREAS, the actual monthly reoccurring cost will be \$1,214.31.

NOW, THEREFORE, IN CONSIDERATION of the mutual terms, understandings, conditions, premises, covenants, and payment hereinafter set forth, incorporating the above recitals and recognizing them as true and correct, and intending to be legally bound, the parties hereby agree the actual monthly reoccurring cost will be \$1,214.31. All of terms and conditions of the Original Agreement remain in full force and effect, with the parties agreeing that venue and jurisdiction for any dispute arising from the Original Agreement or this First Amendment shall only be in Sumter County, Florida.

IN WITNESS WHEREOF, the parties hereto have made and executed the First Amendment to the Agreement on the respective dates under each signature by and through its Chairman, authorized to execute same by Board of Sumter County Commissioners Action on the 26th day of October 2010, Sumter County Florida.

THE VILLAGES OF LAKE-SUMTER

By: _____

Title: _____

Date: _____

Attest:

BOARD OF COUNTY COMMISSIONERS
SUMTER COUNTY

Connie Webb
Deputy Clerk

Doug Gilpin
Chairman